

Amendment No. 1 to HB3833

Fitzhugh
Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 3665*

House Bill No. 3833

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-522, is amended by deleting subsection (a) and by substituting instead the following:

(a) Rape of a child is the unlawful sexual penetration of a victim by the defendant or the defendant by a victim, if such victim is more than three (3) years of age but less than thirteen (13) years of age.

SECTION 2. Tennessee Code Annotated, Title 39, Chapter 13, Part 5, is amended by adding the following as a new, appropriately designated section:

§39-13-5__.

(a) Aggravated rape of a child is the unlawful sexual penetration of a victim by the defendant or the defendant by a victim, if such victim is three (3) years of age or less.

(b) Aggravated rape of a child is a Class A felony and shall be sentenced within Range III as set forth in title 40, chapter 35.

SECTION 3. Tennessee Code Annotated, Section 40-35-501(i)(2), is amended by adding the following language as a new subdivision thereto:

() Aggravated rape of a child;

SECTION 4. This act shall take effect July 1, 2006, the public welfare requiring it.